PTO-1390 (Rev. 07-2004) Approved for use through 3/31/2007. OMB 0651-0021 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

ATTTORNEY'S DOCKET NUMBER **TAN-1001US**

37 CFR 1.5) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 INTERNATIONAL FILING DATE
1 June 2004 (01.06.04) INTERNATIONAL APPLICATION NO. PRIORITY DATE CLAIMED PCT/NO2004/000156 2 June 2003 (02.06.03)TITLE OF INVENTION **PORTABLE BREATHING APPARATUS** APPLICANT(S) FOR DO/EO/US OTTESTAD, Nils T. Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. 🔟 An Information Disclosure Statement under 37 CFR 1.97 and 1.98. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 12. 13. A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. A substitute specification. 16. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). Other items or information: 1) WO 2004/105879A1, dated 09/12/04 with ISR; 2) Written Opinion dated 30/09/04; 3) PCT Request dated 1/6/04. 20.

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mall Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Page 1 of 2

IAP9 Rec'd PCT/PTO 02 DEC 2005

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| U.S. APPLICATION N | CATION NO. (if known_see 37 CFR 1.5) INTERNATIONAL APPLICATION NO. | | ATTORNEY'S DOCKET NUMBER | | | | | | |
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| [<u>U</u> | 10/559002 PCT/NO2004/000156 | | 0156 | TAN-1001US | | | | | |
| 21. The following | fees are submitted: | | | CALCULATIONS | PTO USE ONLY | | | | |
| | E (CFR 1.492(a)(1)–(5)): | | | | | | | | |
| Neither international preliminary examination fee (37 CFR 1.482) | | | | | | | | | |
| nor international search and International Search | h fee (37 CFR 1.445(a)(2)) paid th Report not prepared by the | | | | | | | | |
| | y examination fee (37 CFR 1.4 al Search Report prepared by | | | | | | | | |
| | y examination fee (37 CFR 1.4 n fee (37 CFR 1.445(a)(2)) paid | | | | | | | | |
| | y examination fee (37 CFR 1.4 atisfy provisions of PCT Article | | | | | | | | |
| International preliminar | y examination fee (37 CFR 1.4 provisions of PCT Article 33(1 | | | | | | | | |
| | ENTER APPROPRIATE | | | \$ 1080.00 | · | | | | |
| Surcharge of \$130.00 f | for furnishing the oath or declar ed priority date (37 CFR 1.492) | ration later than 30 months e)). | | \$ 130.00 | | | | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | | | | | |
| Total claims | 4 - 20 = | -0- | X \$18.00 | \$ -0- | | | | | |
| Independent claims | 1 -3= | -0- | X \$86.00 | \$ -0- | | | | | |
| MULTIPLE DEPENDE | NT CLAIM(S) (if applicable) | | + \$290.00 | \$ -0- | | | | | |
| | | OTAL OF ABOVE CA | | \$ -0- | | | | | |
| Applicant claims : by 1/2. | small entity status. See 37 CFF | bove are reduced | \$ 605.00 | | | | | | |
| • | | \$ 605.00 | | | | | | | |
| Processing fee of \$130 | .00 for furnishing the English to | | | | | | | | |
| claimed priority date (3 | 7 CFR 1.492(f)). | \$ -0- | | | | | | | |
| | | | TIONAL FEE = | \$ 605.00 | | | | | |
| | nclosed assignment (37 CFR 1 r sheet (37 CFR 3.28, 3.31). \$ | \$ -0- | | | | | | | |
| | | \$ 605.00 | | | | | | | |
| | | Amount to be refunded: | | | | | | | |
| | | Amount to be charged: | | | | | | | |
| a. 🗹 A check in th | e amount of \$ 605.00 | to cover the abo | ove fees is enclosed. | | | | | | |
| b. Please charge my Deposit Account No in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. | | | | | | | | | |
| c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit | | | | | | | | | |
| Account No. 13-0010 . A duplicate copy of this sheet is enclosed. d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not | | | | | | | | | |
| be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. | | | | | | | | | |
| SEND ALL CORRESP | ONDENCE TO: | | _ | | | | | | |
| Customer No. 24 | 923 | | SICHATURE | Oy | | | | | |
| Madan Mossman & Sriram PC 2603 Augusta, Suite 700 Houston, Texas 77057 SIGNATURE Todd A. B | | | | | | | | | |
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TRANSMITTAL LETTER TO THE UNITED STATES RECEIVING OFFICE

 Date
 2 December 2005

 International Application No.
 PCT/NO2004/000156

 Attorney Docket No.
 TAN-1001US

| I. | Certification u | nder 37 CFR 1.10 | (if applicable) | | | , | 10/559602 | | | |
|---|--|-------------------------|---------------------------|----------|-----------------|----------------|------------------------------|--|--|--|
| | EV 701441330US | | | | 2 December 2005 | | | | | |
| | Express | Mail mailing number | | | | | | | | |
| I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231. | | | | | | | | | | |
| | Lee Breward | | | | Lee Brevard | | | | | |
| | Signature of pe | erson mailing correspon | dence | | Typed or pri | nted name of p | erson mailing correspondence | | | |
| п. П | New Internati | onal Application | | | | | | | | |
| _ | | | | | | | Earliest priority date | | | |
| TITI | -E | | | | | | (Day/Month/Year) | | | |
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| L | SCREENING DI | SCLOSURE INFO | PRMATION: In order to | assist i | n screening t | he accompan | ving international | | | |
| SCREENING DISCLOSURE INFORMATION: In order to assist in screening the accompanying international application for purposes of determining whether a license for foreign transmitt al should and could be granted and for | | | | | | | | | | |
| . г | other puposes, the following information is supplied. (Note: check as many bo xes as apply): | | | | | | | | | |
| | A The invention disclosed was not made in the United States. | | | | | | | | | |
| в. [| B. There is no prior U.S. application relating to this invention. | | | | | | | | | |
| С. [| C. The following prior U.S. application(s) contain subject matter which is related to the invention disclosed in the attached international application. (NOTE: priority to these applications may or may not be claimed on form | | | | | | | | | |
| | PCT/RO/101 (| Request) and this li | sting does not constitute | a claim | for priority | r.) | | | | |
| ap | plication no. | | | file | d on | | | | | |
| ap | plication no. | | | file | d on | | | | | |
| | 1 | | | | | | | | | |
| D. L | D. The present international application contains additional subject matter not found in the prior U.S. application(s) i dentified in paragraph C. above. The additional subject matter is found on pages | | | | | | | | | |
| | | | | | | D the general | nature of the invention in a | | | |
| | | | S. application to have be | | | | | | | |
| | defense agenci | es under 35 U.S.C. 1 | 81 and 37 CFR 5.1. See | 37 CFR | 5.15 | | | | | |
| | | | | | | | | | | |
| ш. Ц | A Response to ar | Invitation from | the RO/US. The follo | wing do | ocument(s) | is(are) encle | osed: | | | |
| А. | A Request | for An Extension of | Time to File a Response | | | | | | | |
| В. | A Power of | f Attorney (General | or Regular) | | | | | | | |
| c. l | Replacem | ent pages: | | | | | | | | |
| | pages | | of the request (PCT/RC | /101) | pages | | of the figures | | | |
| | pages | | of the description | | pages | | of the abstract | | | |
| | pages | | of the claims | | | | | | | |
| D. [| Submission of | Priority Documents | | | - | | | | | |
| | Priority docum | ent | | Priori | ty document | | | | | |
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| E. [| rees as speci | ned on attached Fee | Calculation sheet form P | C1/RU/ | 101 annex | | | | | |
| т., Г | | | D.C | | П. | | Y | | | |
| IV. | A Request for R | ectification under | PCT91 L AP | etition | A | Sequence | Listing Diskette | | | |
| V. Other (please specify): 1) 35 USC 371 Transmittal Letter; 5) Copy of Written Opinion dated 9/30/04; | | | | | | | | | | |
| V. Other (please specify):1) 35 USC 371 Transmittal Letter; 5) Copy of Written Opinion dated 9/30/04; 2) Information Disclosure Statement and references; 6) Copy of Request as filed 6/1/04; | | | | | | | | | | |
| 3) Preliminary Amendment; 7) \$605.00 Check; and 4) Copy of WO 2004/105879 A1 with ISR: 8) Return Postcard | | | | | | | | | | |
| TO COUR OF THE EXPERIENCE OF A RECURS PUBLICATION. | | | | | | | | | | |
| | Applican | t | | | | | | | | |
| The person | | | TODD A. BYNUM | | | | | | | |
| signing this form is the: | Attorney 39,488 | /Agent (Reg. No.) | Typed name of signer | | | | | | | |
| ionii is the: | 39,400 | <u>"</u> | - Tolella | | | | | | | |
| | Common | Representative | ~ · | <u> </u> | Sign | nature | | | | |